

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**COMBINED DECLARATION
AND AUTHORIZATION OF AGENT**

DECLARATION

As a below-named inventor, I hereby declare that:

This declaration is for an original, joint, utility patent application;

My residence, post office address, and citizenship are as stated below under my name;

I believe that the below-named inventors are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**CONTROLLED FABRICATION OF GAPS
IN ELECTRICALLY CONDUCTING STRUCTURES**

the specification of which:

✓ is attached hereto;

— was filed on _____ as

Application Serial No. _____

and was amended on _____

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION

I hereby claim the benefit under 35 U.S.C. §119(e) of the following United States provisional patent application:

Provisional Application No.
60/444,471

Filing Date
February 3, 2003

CLAIM FOR BENEFIT OF PRIOR U.S. NONPROVISIONAL APPLICATION

This application is a continuation-in-part (CIP) and I hereby claim priority under 35 U.S.C. §120 of the following pending United States non-provisional patent application:

Non-provisional Application No.
10/367,075

Filing Date
February 14, 2003

DUTY OF CANDOR

I acknowledge my duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability of the invention as defined in Title 37, Code of Federal Regulations, §1.56.

AUTHORIZATION OF PATENT AGENT

As a named inventor, I hereby appoint the following Patent Agent to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Theresa Lober, Patent Agent

Registration No. 35,253

I also hereby grant additional Authorization to the above-named Patent Agent to file and prosecute an international application under the Patent Cooperation Treaty based upon the above identified application, including a power to meet all designated office requirements for designated states.

CORRESPONDENCE

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

Full name of First joint inventor: Jene A. Golovchenko

Inventor's

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Full name of Fourth joint inventor: Daniel Branton

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